

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
NOBLE TALENTS LLC, NOBLE CAPITAL
INTERNATIONAL LLC, and NOBLE MARKETS,
LLC,

Plaintiffs,

-against-

MARC ASCH, Individually and as the Alter Ego of
MEA INVESTMENTS LLC, and MEA
INVESTMENTS LLC,

Defendants.

ANALISA TORRES, District Judge:

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19 Civ. 11020 (AT)

ORDER

On December 20, 2020, the Court ordered the parties to submit a joint letter and proposed case management plan by February 12, 2020. ECF No. 11. On February 12, 2020, the parties submitted a joint letter, but did not submit a proposed case management plan. ECF No. 14. Instead, their joint letter requested “a stay of the commencement of formal discovery” because of the possibility that Plaintiffs may file a motion to amend the complaint, or that Defendants may move to dismiss. *Id.* at 2. It is well established that “discovery should not be routinely stayed simply on the basis that a motion to dismiss has been filed.” *Hong Leong Fin. Ltd. (Singapore) v. Pinnacle Performance Ltd.*, 297 F.R.D. 69, 72 (S.D.N.Y. 2013) (internal quotation marks and citation omitted); *see id.* (holding that a party must show “good cause for a protective order staying discovery” (internal quotation marks and citations omitted)). That principle applies with even greater force where, as here, Defendants have not yet filed a motion to dismiss, but merely contemplate one. No good cause exists to stay discovery at this time.

Accordingly, the parties’ request to stay discovery is DENIED. By **February 14, 2020**, the parties shall submit a joint proposed case management plan as outlined in the Court’s December 20 initial pretrial conference order.

SO ORDERED.

Dated: February 13, 2020
New York, New York



ANALISA TORRES
United States District Judge